



HW

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: application of
Theoharis C. Theoharides
Serial No. 10/811,825
Filed: 03/30/2004

GAU: 1609
Examiner: Sheridan E. Macauley

For: Implanted Medical Devices with Anti-Inflammatory Coating

Response to Office Action

Commissioner for Patents
POB 1450
Alexandria, VA 22313-1450
Mail Stop: Amendment

Sir:

Responsive to an Office Action mailed 03/07/2007 applicant makes the following remarks.

It is first noted that, as the result of the restriction requirement given in the above-cited Office Action, claims 45-48 remain active and claims 40-44 and 49 are withdrawn from consideration at this time.

Priority

The examiner has declared that the priority statement added to the specification via a preliminary amendment filed by applicant on the filing date of 3/30/2004 does not comply with the current version of 37 CFR 1.78(a) with regard to the 4-16 month limitation from filing the application within which to file the priority statement.

The examiner is referred to the Preliminary Amendment filed concurrently with the present application. The priority history was added to the specification in the first sentence after the title. However, applicant now recognizes that the priority history submitted is not entirely in the proper form. This is now corrected by the redrafted priority history, shown below:

This application is a continuation-in-part application based on copending PCT/US02/00476, filed 01/03/2002, which was a continuation-in-part of copending USSN 09/771,669, filed 01/30/2001 (now USPN 6,984,667), which was a continuation-in-part of 09/056,707, filed 4/8/1998 (now USPN 6,689,748).